

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

ORDER

APPLICATION 14386

PERMIT 8797

LICENSE 4524

ORDER ALLOWING CHANGE IN POINT OF DIVERSION

WHEREAS License 4524 was issued to Warren V. and Frances C. Bogle and was filed with the County Recorder of Yolo County on January 15, 1957, and

WHEREAS the State Water Rights Board has found that the change in point of diversion under said license for which petition was submitted on January 20, 1964, will not operate to the injury of any other legal user of water, and

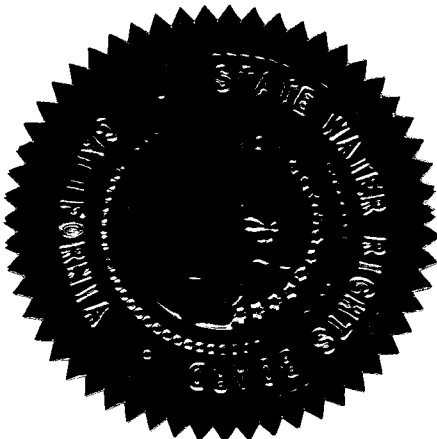
WHEREAS the Board has approved and allowed said change and has directed that an order be issued to describe said point of diversion in accordance with said petition;

NOW THEREFORE IT IS ORDERED that permission be and the same is hereby granted to change the point of diversion under said License 4524 to points of diversion described as follows, to wit:

- (1) SOUTH EIGHTY-EIGHT DEGREES TEN MINUTES WEST (S88° 10'W) TWO THOUSAND FOUR HUNDRED TWENTY (2420) FEET FROM SE CORNER OF SWAMP LAND SURVEY NO. 374, BEING WITHIN SE $\frac{1}{4}$ OF NE $\frac{1}{4}$ OF PROJECTED SECTION 9, T6N, R4E, MDB&M.
- (2) SOUTH ONE THOUSAND SEVEN HUNDRED (1700) FEET AND WEST ONE THOUSAND ONE HUNDRED (1100) FEET FROM NE CORNER OF SECTION 9, T6N, R4E, MDB&M, BEING WITHIN SE $\frac{1}{4}$ OF NE $\frac{1}{4}$ OF SAID SECTION 9.

WITNESS my hand and the seal of the State Water Rights Board of the State of California this 23rd day of March, 1964

L. K. Hill
L. K. Hill
Executive Officer





STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 14386

PERMIT 8797

LICENSE 4524

THIS IS TO CERTIFY, That

Warren V. Bogle and Frances C. Bogle
Route 1, Box 279
Clarksburg, California

have made proof as of May 21, 1954
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of
Elkhorn Slough in Yolo County

tributary to **Sacramento River**

for the purpose of **irrigation use**

under Permit **8797** of the State Water Rights Board and that said right to the use of said water has been perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the terms of the said permit; that the priority of the right herein confirmed dates from **July 11, 1951**; and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed **sixteen hundredths (0.16)** cubic foot per second to be diverted from about April 1 to about October 1 of each year.

The equivalent of such continuous flow allowance for any thirty day period may be diverted in a shorter time if there be no interference with other vested rights.

The point of diversion of such water is located **south eighty-eight degrees ten minutes west (S 88° 10' W) two thousand and four hundred twenty (2,420) feet from SE corner of Swamp Land Survey No. 374, being within SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of projected Section 9, T 6 N, R 4 E, MDB&M.**

A description of the lands or the place where such water is put to beneficial use is as follows:

4.50 acres within SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of projected Section 9, T 6 N, R 4 E, MDB&M.
8.65 acres within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 10, T 6 N, R 4 E, MDB&M.
3.50 acres within SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of projected Section 10, T 6 N, R 4 E, MDB&M.
16.65 acres total within Swamp Lands Survey No. 374

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

COVERED BY LICENSE ORDER NO. 10

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.


Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

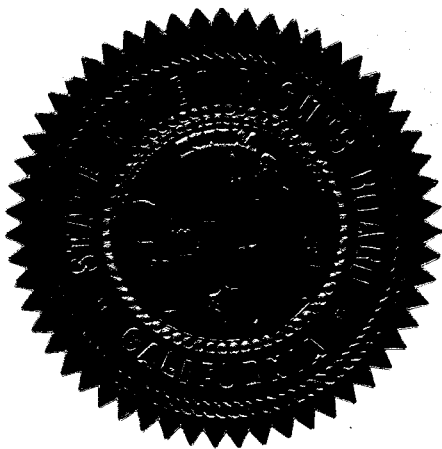
Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: JAN 9 1957

STATE WATER RIGHTS BOARD

By 
Leslie C. Jopson
Chief Engineer



3-23-90 Asgd to Bogle Vineyards, Inc.
L 4524 -

LICENSE 4524
STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

Warren V. Bogle and
Frances C. Bogle

ISSUED TO

JAN 9 1957

DATED